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**SCULLY, SCOTT, MURPHY  
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FEB 24 2006

**Fax**

<b>To:</b>	Examiner: Mursalin B. Hafiz Art Unit: 2814	<b>From:</b>	Leslie S. Szivos
<b>Fax:</b>	571-273-8300	<b>Pages:</b>	9 pages including fax cover sheet
<b>Phone:</b>		<b>Date:</b>	2/24/2006
<b>Re:</b>	U.S. Patent Appln. No. 10/691,299 Filed: October 22, 2003 Docket: YOR919990281US3 (12795AB) Confirmation No. 2258	<b>CC:</b>	

### RESPONSE TO OFFICE ACTION

Please see the following documents:

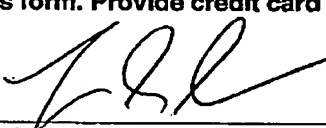
1. Amendment Transmittal (in duplicate)
2. Authorization to charge IBM deposit account
3. Response under 37 C.F.R. § 1.111 (5 pages)
4. Certificate of transmission by facsimile dated February 24, 2006

If you have any questions concerning this facsimile please contact Vivian Henriquez at 516-742-4343.  
Thank you.

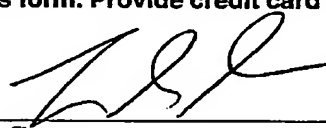
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P18/REV02

FEB 24 2006

AMENDMENT TRANSMITTAL LETTER (Large Entity)				Docket No.	
Applicant(s): Paul D. Agnello, et al.				YOR919990281US3 (12795AB)	
Application No. 10/691,299	Filing Date October 22, 2003	Examiner Mursalin B. Hafiz	Customer No. 23389	Group Art Unit 2814	Confirmation No. 2258
Invention: METHOD AND STRUCTURE FOR CONTROLLING THE INTERFACE ROUGHNESS OF COBALT DISILICIDE					
<b>COMMISSIONER FOR PATENTS:</b>					
Transmitted herewith is an amendment in the above-identified application.					
The fee has been calculated and is transmitted as shown below.					
<b>CLAIMS AS AMENDED</b>					
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	8 -	20 =	0	x \$50.00	\$0.00
INDEP. CLAIMS	2 -	3 =	0	x \$200.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>					<b>\$0.00</b>
<input checked="" type="checkbox"/> No additional fee is required for amendment.					
<input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____					
<input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed.					
<input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account 50-0510/IBM					
<input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16.					
<input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17.					
<input type="checkbox"/> Payment by credit card. Form PTO-2038.					
<b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b>					
 Signature					
Dated: February 24, 2006					
<div style="display: flex; justify-content: space-between;"><div style="width: 45%;"><b>Leslie S. Szivos, Ph.D.</b> Registration No. 39,394 <b>SCULLY, SCOTT, MURPHY &amp; PRESSER, P.C.</b> 400 Garden City Plaza - Suite 300 Garden City, New York 11530</div><div style="width: 50%; border: 1px solid black; padding: 5px;"><div style="border-bottom: 1px solid black; margin-bottom: 5px;">I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____</div><div style="border-bottom: 1px solid black; margin-bottom: 5px;">(Date)</div><div style="border-bottom: 1px solid black; margin-bottom: 5px;">Signature of Person Mailing Correspondence</div><div style="border-bottom: 1px solid black;">Typed or Printed Name of Person Mailing Correspondence</div></div></div>					
CC:					

P11LARGE/REV09

<b>AMENDMENT TRANSMITTAL LETTER (Large Entity)</b>					<b>Docket No.</b> YOR919990281US3 (12795AB)	
Applicant(s): Paul D. Agnello, et al.						
Application No. 10/691,299	Filing Date October 22, 2003	Examiner Mursalin B. Hafiz	Customer No. 23389	Group Art Unit 2814	Confirmation No. 2258	
Invention: <b>METHOD AND STRUCTURE FOR CONTROLLING THE INTERFACE ROUGHNESS OF COBALT DISILICIDE</b>						
<b>COMMISSIONER FOR PATENTS:</b>						
Transmitted herewith is an amendment in the above-identified application. The fee has been calculated and is transmitted as shown below.						
<b>CLAIMS AS AMENDED</b>						
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE	
TOTAL CLAIMS	8 -	20 =	0	x \$50.00	\$0.00	
INDEP. CLAIMS	2 -	3 =	0	x \$200.00	\$0.00	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00	
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>					<b>\$0.00</b>	
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account <b>50-0510/IBM</b> <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. <input type="checkbox"/> Payment by credit card. Form PTO-2038. <b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b>						
 Signature			Dated: February 24, 2006			
Leslie S. Szivos, Ph.D. Registration No. 39,394 SCULLY, SCOTT, MURPHY & PRESSER, P.C. 400 Garden City Plaza - Suite 300 Garden City, New York 11530			<div style="border: 1px solid black; padding: 5px;"><p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____</p><p>(Date)</p><p>_____ Signature of Person Mailing Correspondence</p><p>_____ Typed or Printed Name of Person Mailing Correspondence</p></div>			
CC:						

P11LARGE/REV09

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Applicant(s):** Paul D. Agnello, et al.      **Examiner:** Mursalin B. Hafiz  
**Serial No:** 10/691,299      **Art Unit:** 2814  
**Filed:** October 22, 2003      **Docket:** YOR919990281US3 (12795AB)  
**For:** METHOD AND STRUCTURE FOR CONTROLLING THE INTERFACE  
ROUGHNESS OF COBALT DISILICIDE      **Dated:** February 24, 2006

**Confirmation No. 2258**

Mail Stop Amendment  
Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE UNDER 37 C.F.R. § 1.111**

Sir:

In response to the Office Action dated November 29, 2005, Applicants submit the following amendments and remarks for entry of record in the above-identified patent application.

**CERTIFICATION OF FACSIMILE TRANSMISSION**

I hereby certify that this document is being filed in the United States Patent and Trademark Office on the date shown below via facsimile transmission to Mail Stop Amendment, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 at United States Patent and Trademark Office facsimile transmission number (571) 273-8300.

Dated: February 24, 2006  
\_\_\_\_\_  
Leslie S. Szivos, Ph.D.